

**CHAPTER NO. 85**

**SENATE BILL NO. 1278**

**By Ramsey, McLeary, Henry, Beavers, Black, Bryson, Burchett, Burks, Chism, Cohen, Cooper, Crowe, Crutchfield, Finney, Ford, Fowler, Hagood, Harper, Haynes, Herron, Jackson, Ketron, Kilby, Kurita, Kyle, McNally, Miller, Norris, Curtis S. Person, Jr., Southerland, Tracy, Williams, Mr. Speaker Wilder**

**Substituted for: House Bill No. 925**

**By Tidwell, Niceley, Fraley, McCord, DuBois**

AN ACT to amend Tennessee Code Annotated, Section 69-3-104, relative to water quality board.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 69-3-104, is amended by deleting subsection (e) in its entirety and by redesignating the remaining subsections appropriately.

SECTION 2. Tennessee Code Annotated, Section 69-3-104(b), is amended by adding the language "The state shall ensure that" at the beginning of the first sentence.

SECTION 3. Tennessee Code Annotated, Section 69-3-104(b), is further amended by adding the following language at the end of the first paragraph:


Board member participation in permit matters shall also be in accordance with the Uniform Administrative Procedures Act, compiled in Title 4, Chapter 5, Part 3, in addition to the provisions set forth below in subdivisions (1), (2), (3) and (4).

SECTION 4. Tennessee Code Annotated, Section 69-3-104(b), is further amended by deleting the language "five (5) citizen members" in the final sentence of subdivision (4) and by substituting instead the language "seven (7) citizen members".

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.

**PASSED: April 7, 2005**

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

  
JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

**APPROVED this 19<sup>th</sup> day of April 2005**

  
PHIL BREDESEN, GOVERNOR